

| <b>SUPPLEMENTAL REISSUE APPLICATION<br/>DECLARATION BY THE ASSIGNEE</b>  |                                       | Docket Number<br><b>250703US2RE</b> |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
|--|---------------------------------------|-------------------------------------|-------------------------------|--------------------|-----------------------|-------------------------|-----------|-------|------------|-----|-------------|-------|------------|-----|
| <p>I hereby declare that:<br/>         The residence, mailing address and citizenship of the inventors are stated below.<br/>         I am authorized to act on behalf of the following assignee: <u>Mitsubishi Kagaku Media Co., Ltd.</u><br/>         and the title of my position within said assignee is: <u>President</u><br/>         The entire title to the patent identified below is vested in said assignee.</p>  |                                       |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| Inventor<br><b>NOBUKUNI, Natsuko</b>   | Citizenship<br><b>Japan</b>           |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| Residence/Mailing Address<br><b>Kanagawa, Japan</b>  |                                       |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| Inventor<br><b>HORIE, Michikazu</b>  | Citizenship<br><b>Japan</b>           |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| Residence/Mailing Address<br><b>Kanagawa, Japan</b>  |                                       |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| <input type="checkbox"/> Additional Inventors are named on separately numbered sheets attached hereto.   |                                       |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| Patent Number<br><b>6,661,760</b>  | Date Patent Issued<br><b>12/09/03</b> |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| Title of Invention<br><b>OPTICAL RECORDING METHOD AND OPTICAL RECORDING MEDIUM</b>   |                                       |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| <p>I believe said inventor(s) to be the original, first and sole or joint inventor(s) of the subject matter with is described and claimed in said patent, for which a reissue patent is sought on the invention entitled:<br/> <b>OPTICAL RECORDING METHOD AND OPTICAL RECORDING MEDIUM</b><br/>         the specification of which<br/> <input type="checkbox"/> is attached hereto<br/> <input checked="" type="checkbox"/> was filed on <u>April 16, 2004</u> as reissue application number <u>10/825,439</u><br/>         and (if applicable) was amended on _____</p>   |                                       |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| <p>I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.</p> <p>I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.</p> <p>We (I) hereby claim foreign priority benefits under 35 USC §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s):</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"><u>Application No.</u></th> <th style="text-align: left;"><u>Country</u></th> <th style="text-align: left;"><u>Day/Month/Year</u></th> <th style="text-align: left;"><u>Priority Claimed</u></th> </tr> </thead> <tbody> <tr> <td>11-138067</td> <td>Japan</td> <td>19/05/1999</td> <td>Yes</td> </tr> <tr> <td>2000-076514</td> <td>Japan</td> <td>17/03/2000</td> <td>Yes</td> </tr> </tbody> </table> |                                       |                                     | <u>Application No.</u>        | <u>Country</u>     | <u>Day/Month/Year</u> | <u>Priority Claimed</u> | 11-138067 | Japan | 19/05/1999 | Yes | 2000-076514 | Japan | 17/03/2000 | Yes |
| <u>Application No.</u>   | <u>Country</u>                        | <u>Day/Month/Year</u>               | <u>Priority Claimed</u>       |                    |                       |                         |           |       |            |     |             |       |            |     |
| 11-138067  | Japan                                 | 19/05/1999                          | Yes                           |                    |                       |                         |           |       |            |     |             |       |            |     |
| 2000-076514  | Japan                                 | 17/03/2000                          | Yes                           |                    |                       |                         |           |       |            |     |             |       |            |     |
| <p>We (I) hereby claim the benefit under 35 USC §119(e) of any United States <i>provisional</i> application(s) listed below.</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"><u>Application Number</u></th> <th style="text-align: left;"><u>Filing Date</u></th> </tr> </thead> <tbody> <tr> <td>_____</td> <td>_____</td> </tr> </tbody> </table>   |                                       |                                     | <u>Application Number</u>     | <u>Filing Date</u> | _____                 | _____                   |           |       |            |     |             |       |            |     |
| <u>Application Number</u>  | <u>Filing Date</u>                    |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| _____  | _____                                 |                                     |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| <p>We (I) hereby claim the benefit under 35 USC §120 of any United States application(s), or §365l of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 USC §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"><u>Application Serial No.</u></th> <th style="text-align: left;"><u>Filing Date</u></th> <th style="text-align: left;"><u>Status</u></th> </tr> </thead> <tbody> <tr> <td>_____</td> <td>_____</td> <td>_____</td> </tr> </tbody> </table>  |                                       |                                     | <u>Application Serial No.</u> | <u>Filing Date</u> | <u>Status</u>         | _____                   | _____     | _____ |            |     |             |       |            |     |
| <u>Application Serial No.</u>  | <u>Filing Date</u>                    | <u>Status</u>                       |                               |                    |                       |                         |           |       |            |     |             |       |            |     |
| _____  | _____                                 | _____                               |                               |                    |                       |                         |           |       |            |     |             |       |            |     |

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all that apply)

- ☐ by reason of a defective specification or drawing.  
☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.  
☐ by reason of other errors.

At least one error upon which reissue is based is described as follows:

Independent Claim 9 is directed to a recording medium claim, but does not include the language "non-transitory," consistent with the guidance provided in Undersecretary Kappos' memo of January 26, 2010.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected herewith:

Customer Number

22850

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full Name of Person Signing (given name, family name)

Shigenori OTSUKA

Signature



Date

June 23, 2010

Address of Assignee 1-23, Shiba 4-chome, Minato-ku, Tokyo 108-8415, Japan